



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: S. WANG *et al.*

Application No.: 10/000,297

Group Art Unit: 3731

Filed: December 4, 2001

Examiner: Paul A. ROBERTS

For: A POLYMER AND NERVE GUIDE
CONDUITS FORMED THEREOF

Attorney Docket No.: 11042-003

DECLARATION OF KAM LEONG UNDER 37 U.S.C. § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JAN 13 2004

Sir:

TECHNOLOGY CENTER R3700

I, Kam Leong, hereby declare that:

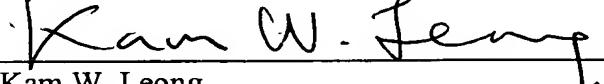
1. I am a citizen of the United States, and reside at 10242 Breconshire Road, Ellicott City, Maryland 21042.

2. I have reviewed and understand the above-captioned application, the currently pending claims thereof, and the Office Action and references cited therein by the Examiner. Among these cited prior art references are published U.S. Application No. 2002/0155092 to Leong *et al.* ("the '092 publication") and U.S. Patent No. 6,485,737 to Mao *et al.* ("Mao"), on each of which I am listed as an inventor. The '092 publication was cited as prior art under 35 U.S.C. § 102(e) against the above-captioned application, and both the '092 publication and Mao were cited as prior art under 35 U.S.C. § 103(a) against the above-captioned application, U.S. Application No. 10/000,297.

3. To the best of my knowledge, any substantive matter claimed in the above-captioned application, which was also described but not claimed in the '092 publication and/or in Mao, and specifically relating to the disclosure in the '092 publication and/or in Mao of phosphorus-containing polymers, was conceived by and derived from me, Kam Leong, a co-inventor on both cited prior art references and on U.S. Application No. 10/000,297.

4. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated this 23 th day of December, 2003.


Kam W. Leong